

ATTORNEY DOCKET NO. 020129

RECEIVED
CENTRAL FAX CENTER

JUL 14 2006

REMARKS

Claims 1 and 14 are pending in the present application, in which Claims 1 and 14 are independent. Claims 1 and 14 have been currently amended. Support for the amendment may be found throughout the specification and drawings.

REJECTION UNDER 35 U.S.C. §103

The Patent Office rejected Claims 1 and 14 under 35 U.S.C. §103 as being allegedly unpatentable over U.S. Patent No. 6,320,873 issued to Nevo (hereinafter "Nevo") in view of U.S. Patent No. 6,608,832 issued to Forslow (hereinafter "Forslow"). The rejection is respectfully traversed in its entirety.

"To establish a *prima facie* case of obviousness, three basic criteria must be met. First, there must be some suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine reference teachings. Second, there must be a reasonable expectation of success. Finally, the prior art reference (or references when combined) must teach or suggest all the claim limitations." (emphasis added) (MPEP § 2143).

Claims 1 and 14 each recite, among other things, "a packet data serving node (PDSN) element." Applicants respectfully submit this is not taught or suggested by the cited references.

In rejecting Claims 1 and 14, the Patent Office has apparently analogized Nevo's PDN (Figure 1, element 48) to "a packet data serving node (PDSN) element" of Claims 1 and 14. Applicants respectfully disagree. Even though "PDN" and "PDSN" have three letters in common and sound similar, they actually represent different things. As indicated by the online encyclopedia Wikipedia, "[t]he Packet Data Serving Node, or PDSN, is a component of a CDMA2000 mobile network. It acts as the connection point between the Radio Access and IP networks. This component is responsible for managing PPP sessions between the mobile provider's core IP network and the mobile station (read mobile phone)" (emphasis added) (http://en.wikipedia.org/wiki/Packet_Data_Serving_Node, last accessed Friday, July 14,

2006). In contrast, "[a] Public Data Network is a network established and operated by a telecommunications administration, or a recognized private operating agency, for the specific purpose of providing data transmission services for the public" (emphasis added) (<http://en.wikipedia.org/wiki/PDN>, last accessed Friday, July 14, 2006).

In other words, "PDSN" is a connection point between the Radio Access and IP networks, while "PDN" is a public network. Thus, Nevo's "PDN" *cannot* be analogized to "a packet data serving node (PDSN) element," as recited in Claims 1 and 14. Similarly, Nevo's "GPRS network" (FIG. 1, element 50) *can also not* be analogized to "a packet data serving node (PDSN) element," as recited in Claims 1 and 14, since GPRS is also a network.

Thus, Claims 1 and 14 are allowable.

CONCLUSION

In light of the amendments contained herein, Applicants respectfully submit that the application is in condition for allowance, for which early action is requested.

Please charge any fees or overpayments that may be due with this response to Deposit Account No. 17-0026.

Respectfully submitted,

Dated: July 14, 2006

By: 

Peng Zhu, Reg. No. 48,063
(858) 658-2389

QUALCOMM Incorporated
Attn: Patent Department
5775 Morehouse Drive
San Diego, California 92121-1714
Telephone: (858) 651-1179
Facsimile: (858) 658-2502